

ICE TRUST BARONS BEGGED FOR TIME.

Van Wyck, Carroll, Cram, Murphy and Other Accused Officials Wanted Delay, but Wheeler H. Peckham, The World's Lawyer, Was Ready.

Mayor Van Wyck, Acting-Leader John F. Carroll, Richard Croker's representative, Andrew Freedman and Dock Commissioners Charles F. Murphy, J. Sergeant Cram and Peter F. Meyer were summoned to appear before Justice Gaynor, of the Supreme Court, Brooklyn, this morning to tell all they knew about the Tammany Ice Trust which managed to secure from the Dock Department invaluable exclusive privilege in the use of docks and piers for landing ice.

They were held to court under the Anti-Tweed law of 1872, and Wheeler H. Peckham, the great lawyer, who prosecuted Tweed and the other Tammany thieves of that time, was engaged by The World to prosecute this inquiry into the present day combine, by which the people of New York are compelled to pay double for ice and the very poor people huddled in the big tenements forced to go without ice at all.

TRUST OFFICIALS THERE.

President Morse and Vice-President Schenck, of the American Ice Company, Secretary Robert A. Reoit and other officials of the Ice Trust were also summoned to appear before Justice Gaynor and answer the questions of The World's lawyers, Messrs. Peckham and J. N. Hayes.

The hour set for the hearing was 10 a. m., but Part I of the Supreme Court, Brooklyn, was full of people long before 10 o'clock, for it was anticipated that there would be some squabbling among the Tammany officials when Mr. Peckham inserted his inquisitive probe into the Ice Trust case.

Mayor Van Wyck had said in his memorable harangue, constituting his first interview for publication, that he would be present and gladly tell all he knew.

Dock Commissioner J. Sergeant Cram declared to an Evening World reporter that he would gladly obey Justice Gaynor's summons.

CROKER'S PARTNER ON HAND.

Dock Commissioner Peter F. Meyer, Boss Croker's "business partner," was the first to appear. He came with ex-Police Justice "Bully" Burke, who has been the Secretary of the Dock Board since he was installed by the Police Court bench.

Charles J. Patterson loomed up next and announced that he would appear as counsel for the Mayor.

Then John F. Carroll came in arm in arm with President Charles Wyman Morse, of the Ice Trust.

Close behind him came "Brother Gus" Van Wyck, lately Tammany's candidate for Governor, and now figuring as referee in law cases.

Commissioner Cram came with John I. Cadwallader as his legal support.

President Murphy followed Mayor Van Wyck into the court-room at 10:35 and they found seats way up in the front alongside "Brother Gus."

BROTHER ICE BARONS.

"Brother Gus" shook hands with the Mayor in a brotherly salute, and then the Mayor diverted himself by throwing upon newspaper reporters who dared to nod to him and refused them any sign of recognition.

Johnny Sexton, who is not President of the Police Department, but just runs it, came in and gazed on the scene from the "Standing Room Only" at the back of the court-room. Mr. Morse then entered, followed by his private counsel, De Lancey Nicoll.

The Mayor was dressed in dark striped trousers and a black frock coat. His tie was a blue figured four-in-hand and in it gleamed a small diamond brooch. He wore ten gloves and he talked with his brother. The bearded ex-Judge was dressed in black, and during the proceedings did not remove his overcoat.

Both of the brothers were warmly greeted by several of their friends who were in the court.

Judge Gaynor at 10:40 took his seat on the bench, and seldom has he had so large a court audience or one so distinguished in its personnel.

But the Justice only smiled on the lawyers, politicians and public officials assembled, and then took up the regular calendar.

ICE BARONS HAD TO WAIT.

The "application against the Mayor and others" was not on the calendar, and the business which had called that great gathering to his court had to wait its turn.

When the case was called Mr. Undermyer stepped forward and said he represented Mr. Carroll, and Mr. Nicoll said he appeared for Mr. Morse.

"Who represents the Mayor?" asked Mr. Peckham. The World's lawyer.

"I do," said Charles J. Patterson, stepping up and taking his place in the line of defense.

Mr. Nicoll said he was not ready to go on. I ask for an adjournment.

HERE ARE THE ICE TRUST KINGS!

Sketched in Judge Gaynor's Court To-Day.



PRESIDENT MORSE, JOHN F. CARROLL, MAYOR VAN WYCK, AUGUSTUS VAN WYCK, LAWYER CADWALLADER, J. SERGEANT CRAM, COMMISSIONER MURPHY.

interrupted Judge Gaynor.

"The other side does not object," said Mr. Peckham. "But we are ready to go on."

"As I said," said Mr. Nicoll, "I appeared for Mr. Morse and his associates in the proceedings before the Attorney-General and in the Magistrate's Court of New York on a criminal charge, and the undivided time of counsel has been taken up with the matter."

"I have been so busy that I have not had the time to get to this proceeding. There is a grave Constitutional doubt as to these proceedings. I desire, in behalf of my client, that you give me more time, so that I can seriously present those considerations before the proceedings go on."

Mr. Undermyer in asking time for Mr. Carroll said:

"These papers were served on me Wednesday. Since that time all I have been able to do is to read it. As Mr. Nicoll has said, there is a serious Constitutional doubt as to the proceedings. The counsel must have more time for preparation."

Mr. Patterson said: "The Mayor is perfectly content with an adjournment. If Your Honor so orders it, I have made some preparations to present to the Court certain grave objections to the proceedings, but I think the lawyers for the other respondents should be accorded an opportunity to prepare."

Mr. Cadwallader said he appeared for Dock Commissioners Cram and Murphy, and he, too, wanted an adjournment. "It would be absolutely impossible to present the books and accounts of the Dock Department bearing upon the question involved here today."

Peter F. Meyer here got up and said that he represented himself. "The only saying that a man who is his own lawyer has a fool for a client may apply in this case," said Mr. Meyer. "But I am willing to be a fool for the time being."

Mr. Peckham, urging a beginning today, said:

"This is simply an order to inquire about certain methods of official action. The counsel for the Mayor and one or two others say they have read over the order and are somewhat prepared to go on. I am anxious to make a beginning."

If there is any question to be raised regarding the form of the order or any constitutional question we want to know what it is, so that we can answer."

"We propose to begin by calling the Mayor first and examine him. He has said that he is ready to tell all he knows about the matter in question and that's all we want."

This brought Patterson to his feet. He said the Mayor had nothing to conceal. It would be inconsistent with the dignity of his high office to submit himself to an examination by his political enemies for political purposes without legal authority.

"We contend that this," said Mr. Patterson, "is not constitutional and therefore ask an adjournment."

Justice Gaynor adjourned the hearing until Thursday, saying that as it was the first hearing ever held under this law he thought it reasonable to give a short adjournment to give time for preparation on the part of the defendants.

I will discuss with the other business as it is agreed with it at that hour, 12:30 Thursday morning.

I want counsel to be ready. I want to proceed with it, said Justice Gaynor.

ICE TRUST IN A PANIC.

Price of Ice Is Reduced to 40 Cents a Hundred in Harlem.

Drivers of Trust wagons in certain parts of Harlem have notified customers that the price of the necessity has been reduced from 60 cents a hundred to 40 cents. Residents of East One Hundred and Forty-second street were the first to be so notified and hailed the concession as a favor not as a right.

"The company is giving you ice at 40 cents now," said an employee to-day.

"And no thanks to them for it," was the answer of a householder. This was the sentiment of everybody.

ANOTHER SLUMP IN ICE.

Stock Was Depressed on Forced Liquidation—Drop of 10 Points in Two Days.

American Ice Company stock, further

Justice Gaynor Adjourns the Hearing Until Next Thursday.

Mayor Van Wyck, John F. Carroll, Dock Commissioners Murphy, Cram and Meyer, President Morse and the other ice barons appeared before Justice Gaynor in the Supreme Court in Brooklyn this morning in response to a summons secured by The World on behalf of the people of New York, making inquiry into the formation of the gigantic Ice Trust.

Wheeler H. Peckham, one of the greatest lawyers in the State, was retained by The World to cross-examine these political stockholders in the Trust.

The court-room was crowded. There was widespread interest in the proceedings. Justice Gaynor took his place on the bench at 11 o'clock.

De Lancey Nicoll, counsel for Morse, pleaded for delay. The lawyers for the Trust directors and the Dock Commissioners also asked for time to prepare their cases.

Wheeler H. Peckham, The World's lawyer, consented to an adjournment.

"Then I will adjourn the case until next Thursday," Justice Gaynor announced.

"YOU MUST BE READY THEN. I WILL NOT PERMIT FURTHER DELAY."

SHOT STEPSON BY ACCIDENT.

LOOPHOLE FOR ICE TRUST.

Under the Charter the Barons Must Be Tried in Special Sessions Court.

Magistrate Zeiler's course in holding the officers and directors of the American Ice Company for the Grand Jury in a charge of conspiracy to defraud the city, has been referred to discuss this phase of the case.

Under Section 149 of the Greater New York Charter, all misdemeanors must be sent to the Court of Special Sessions for trial, unless the defendants secure an order from the Supreme Court or the Court of Special Sessions for the removal of the case to the Grand Jury.

William Zeiler, special order of the defendant in a misdemeanor case is not entitled to a jury trial.

District Attorney Gardner and his associates refused to discuss this phase of the case. They said this morning.

When asked what he would do when the case reached the office of District Attorney Gardner said this morning.

The District Attorney has not yet received the papers in this case. When he does they will receive his immediate consideration.

JULIAN RALPH WOUNDED.

War Correspondent May Lose One of His Legs from Injuries Received in Boer War.

LONDON, May 26.—Julian Ralph, the well-known American newspaper correspondent, arrived in London to-day, invalided by reason of injuries received in South Africa. He will probably lose one of his legs.

A despatch received some time ago said Mr. Ralph had been wounded by a spent shell. Since the war began twenty days ago, correspondents have been killed or died of disease.

SHOT STEPSON BY ACCIDENT.

Coroner Finds Mrs. Mason Killed Boy by Mistake.

So far as Coroner Hoffman could learn, the killing of William A. R. Mason, at his home in Hoboken, by a bullet from a pistol held in the stepmother's hands, was purely accidental.

His father, William Mason, former Collector of Revenue of Hoboken, told the Coroner this story:

"I reached my home at 94 Bloomfield avenue at 5 o'clock Thursday afternoon. When I entered the rear room I saw my son, who is only seventeen years old, stretched on the floor and my wife beside him."

"I took the boy, but found him cold and lifeless. I turned to my wife. She was unconscious. A pistol lay on the floor near them and blood oozed from a wound in the boy's breast."

"My wife came to and told me that she and the boy were shooting cats in the yard and the pistol went off accidentally."

The family have lived at 94 Bloomfield avenue for some time. The father and son were much attached to each other and when Mr. Mason married his present wife the latter took to the boy rapidly, treating him as if he were her own son. He always went to her for advice. There was no possible reason for his wife to slay the boy. Mr. Mason earnestly told the Coroner.

SEAMAN'S HOUSE BURNED.

Country Residence of Millionaire Husband of "Nellie Bly" Gutted by Fire.

CATSKILL, N. Y., May 26.—Fire to-day gutted the summer residence of Robert Seaman, millionaire of New York City. The handsome residence was situated on the west bank of the Hudson at this place.

It was erected in 1865 and was last occupied by "Nellie Bly," wife of Mr. Seaman.

RESCUING TO NINGARA FALLS. Two More Nationalist Next Tuesday.

Times 12:45, 6:15, 6:40 and 8:15 P. M.

"ICE CASE IS GRAVE."

Gov. Roosevelt Declares He Will Act Vigorously.

Gov. Roosevelt held a consultation with Attorney-General Dwyer and Secretary William J. Youngs at his home at Oyster Bay this afternoon relative to the American Ice Company and the notorious Ice Trust. The conference lasted an hour, at the end of which Gov. Roosevelt said to a reporter for The Evening World:

"I am loath to discuss the matter fully at this time, as I am but imperfectly informed."

"I will say that the situation is very grave."

"Mr. Dwyer wishes time to consider all the facts in the case and to look up the law governing the matter."

"I will back Mr. Dwyer heart and soul in anything he may do, and the public may be satisfied that we will not vigorously, but with justice to all sides."

The Governor refused to discuss the matter further.

TURNED OUT RICH HUSBAND.

Pathetic Story of Charles W. Simpson, Once Worth \$40,000.

Here is the pathetic story of Charles W. Simpson, sixty-four years of age, who went to the State Penitentiary worth some \$40,000 and came out a pauper, without a friend in the world.

Broken in health and spirit and a stranger in his own house.

The strange tale is told in the papers in a suit brought by him in the Supreme Court in an effort to recover some of his property.

Simpson's suit is against his wife Mary. They were married in 1858. He was a book seller in Centre street with a good business.

In 1875 Simpson charges he had given to his wife some \$20,000.

Mrs. Simpson bought property in Manhattan street worth \$3,000.

In 1882 the Simpsons bought another piece of property for \$6,000. All the real estate was not in Mrs. Simpson's name.

In January 1894 Simpson was convicted of selling obscene books and sent to the penitentiary for three years.

When Simpson was released he went to his home with pleasurable anticipation of the joyous reception awaiting him. To his astonishment Mrs. Simpson shut the door in his face and told him to get out.

Simpson asks the court to enjoin his wife from disposing of any of the property pending the trial of his suit.

THE BANK STATEMENT.

Surplus Reserve Increased Over Two Millions and Loans Nearly Three Millions.

The weekly bank statement shows the following changes:

Surplus reserve increased..... \$2,327,100

Loans increased..... 2,855,800

Deposits increased..... 1,782,200

Legal reserves increased..... 2,471,200

Impaired reserves..... 1,000,000

Cumulative reserve..... 32,520,000

The banks now hold \$13,112,335 in excess of the requirements of the 25 per cent. rule.

Clearing-house statement for to-day: Exchanges, \$181,378,075; balances, \$11,762,345. For the week: Exchanges, \$1,245,615,615; balances, \$11,762,345.

STOCKS DULL AND ERRATIC.

Sugar Up and Down and the Traction Strong.

Prices were decidedly irregular and the stock market inactive at the opening today.

In the industrial quarter Sugar and Brooklyn Union Gas were the dominating features. Sugar was erratic, and after opening 14 higher, to 112, the advance was quickly lost, but eventually the quotation stretched to 114.

Brooklyn Union Gas on one bold bid at 102, two points above yesterday.

American Ice Company fluctuated widely at the start. The opening was at 22, a half point lower, and subsequent sales recorded a falling off to 21-1/2, an extreme loss of 4 points.

The traction shares were unexpectedly strong. Metropolitan opened off a half point, at 152-1/2, but immediately recovered to 153-1/2. Brooklyn was up a half, at 111-1/2, and Manhattan appreciated 3-8, to 89-3-8.

Consolidated Gas, People's Gas, Missouri Pacific, Hooking Coal, St. Paul and Louisville and Nashville opened lower, while Union Pacific, Union Bag and Paper preferred, Burlington and Atchafalpa preferred started stronger than last night's close.

During the second hour of the short session there were long intervals when not a single transaction was recorded on the Stock Exchange. A slight recovery tendency was perceptible. American Ice preferred sold 6 points below the last transaction. The closing was very dull and heavy and net changes were small and mixed.

The total sales of stocks to-day were \$2,250 shares, and of bonds \$92,000, for value.

THE CLOSING QUOTATIONS.

Stock	Open	High	Low	Close
Am. Ice	22	22	21	21
Brooklyn Union Gas	102	102	102	102
Metropolitan	152	152	152	152
Manhattan	111	111	111	111
Union Pacific	108	108	108	108
Union Bag	108	108	108	108
Atchafalpa	108	108	108	108
Consolidated Gas	108	108	108	108
People's Gas	108	108	108	108
Missouri Pacific	108	108	108	108
Hooking Coal	108	108	108	108
St. Paul	108	108	108	108
Louisville	108	108	108	108
Nashville	108	108	108	108
Union Bag	108	108	108	108
Atchafalpa	108	108	108	108
Consolidated Gas	108	108	108	108
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